(47)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI JAGDISH BHALLA, Ag.CJ

Writ Petition No.3037 of 1995

PETITIONER Awlesh Diwedi s/o Nand Kumar Diwedi,
Aged 24 years, R/o Village – Mudipar,
Tahsil and Distt. Rajnandgaon

VERSUS

RESPONDENTS

1. State of Madhya Pradesh
Mineral Resources Department,
Vallabh Bhawan, Bhopal
2. Collector, Rajnandgaon
3. Baldev Singh Bhatia,
S/o D.S. Bhatia,
R/o Malvia Nagar, Durg.

Petition under Articles 226 /227 of Constitution of India

Present: None for the petitioner.
Shri Sanjay S. Agrawal, Govt. Advocate for the State.

ORAL ORDER
(Passed on 25th June, 2007)

The petitioner who was granted a quarry lease, entered in to an agreement dated 29th March 1995 for a period of three years for extraction of lime stone. On the other hand, the Collector rejected the application for grant of quarry lease to respondent No.3 Baldev Singh Bhatia. Aggrieved by the said order the respondent No. 3 had filed an appeal before the Divisional Commissioner, Raipur which was heard by the Additional Commissioner who after hearing the appeal by order dated 21st July 95 allowed the same and remanded the matter to the Collector with a direction to grant the lease to respondent No.3 for a period of five years. Aggrieved by the said order the petitioner has filed this petition praying for quashing the order passed by the Commissioner referred to hereinabove. Neither the writ petition has been admitted till ~~today~~ date nor any interim order has been passed in favour of the petitioner. Only the notices have been issued to the respondents. The outer limit of the period of the lease was five years which seems to have come to an end way back

Accordingly, I am of the considered opinion that this petition has become infructuous and it is dismissed as such.

Sd/-
Acting Chief Justice